



SEP 28 2004 11:41 FR

TO 917037464060

P.01/09



**Boehringer
Ingelheim**

Telefax

TO: USPTO, Mail Stop Missing Parts
DATE: September 28, 2004
Fax Number: (703) 746-4060
Phone Number: (703) 308-1202
Total Number of pages: 9 (including cover sheet)

**Boehringer Ingelheim
Corporation**

RE: Response to Notice to File Missing Parts
Serial Number: 10/695,140
Confirmation Number: 4386
Filing Date: 10/28/2003
First Inventor: George KUKOLJ
Attorney Docket Number: 13/109

September 28, 2004

David A. Dow
Telephone (203) 791-6214
Telefax (203) 798-4408
E-Mail ddow@rdg.boehringer-
ingelheim.com

900 Ridgebury Rd/P.O. Box 368
Ridgefield, CT 06877-0368

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application which was mailed on September 8, 2004, please find transmitted herewith a Declaration for Utility or Design Patent Application (37 CFR 1.63) which has been executed by the originally-named applicants.

The surcharge set forth in 37 CFR 1.16(e) for submission of the Declaration at this time is \$130.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. Triplicate copies of this paper are being transmitted herewith.

As requested, a copy of the Notice to File Missing Parts of Nonprovisional Application is also being transmitted.

Respectfully Submitted,

David A. Dow
Reg. No. 46,124

Certificate of Transmission under 37 CFR 1.8
I hereby certify that this correspondence is being
facsimile transmitted to the United States Patent
and Trademark Office on September 28, 2004

David A. Dow, Reg. No. 46,124

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Corporation****Telefax**

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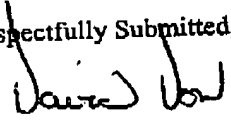
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/695,140	10/28/2003	George Kukolj	13/109

28513
BOEHRINGER INGELHEIM CORPORATION
900 RIDGEBURY RD
P O BOX 368
RIDGEFIELD, CT 06877

CONFIRMATION NO. 4386

FORMALITIES LETTER



OC000000013746888

Date Mailed: 09/08/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

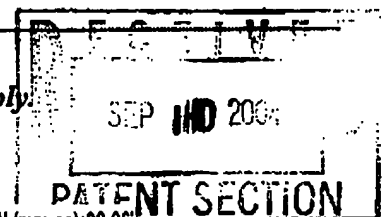
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
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Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Page 2 of 2


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PART 2 - COPY TO BE RETURNED WITH RESPONSE